

REMARKS

In response to the Restriction Requirement dated September 22, 2004, Applicant hereby wishes to elect wound healing as the species of skin disorder to which claims 33-37 and 40-41 in this application shall be restricted if no generic claim is finally held allowable. This election is being made **with traverse** and without prejudice to continue prosecution of the non-elected species in this or a later application. In the event that the examiner determines that generic claims 33-37 and 40-41 are not allowable, these claims will be amended at such a time to correspond to the elected species, wound healing. In the meantime, claims 22-41 remain as previously presented for prosecution on the merits. In addition, Claims 1-21, which were previously withdrawn, have been cancelled.

The Applicant notes that in the preliminary amendment adding claims 22-41 the Applicant only requested examination and allowance of claims 22-39. Applicant presented and intended to request examination and allowance of claims 22-41. Accordingly, Applicant requests examination and allowance of claims 22-41. In addition, Applicant's further notes that in the preliminary amendment several dependent claims had the wrong dependencies referenced. Specifically, Claim 34 erroneously depended on claim 31, claim 35 erroneously depended on claim 32, claim 37 erroneously depended on claim 34, claim 39 erroneously depended on claim 36, and claim 41 erroneously depended on claim 24. Applicant has amended the claims to show claim 34 depending from claim 33, claim 35 depending from claim 34, claim 37 depending from claim 36, claim 39 depending from claim 38 and claim 41 depending from claim 40. These changes to the claim dependencies do not add subject matter nor affect the scope of the application. Further more, these claims as amended are still considered generic and as such subject to the above noted species election in the event that none of the generic claims are held allowable.

If any issues remain, please contact Applicant's undersigned representative at (949) 760-9600.

Respectfully submitted,

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